

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re CHINA XD PLASTICS COMPANY LIMITED  
Securities Litigation.

This Document Relates to: All Actions

Case No. 14-cv-05308-GBD

CLASS ACTION

**NOTICE OF MOTION TO DISMISS  
THE CONSOLIDATED CLASS ACTION COMPLAINT**

**PLEASE TAKE NOTICE** that defendant China XD Plastics Company Limited, upon the accompanying memorandum of law, and the Declaration of Jerome S. Fortinsky, both dated April 3, 2015, the exhibits annexed thereto, all other pleadings, proceedings, and material on file in this action, such matters and facts of which the Court may take judicial notice, and upon such further written and oral argument as may be presented to the Court, will move this Court, before the Honorable George B. Daniels, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, Courtroom 11A, on the date and time to be set by the Court, for an order dismissing the Consolidated Class Action Complaint in the above-captioned matter with prejudice pursuant to Rules 9(b) and 12(b)(6) of the Federal Rules of Civil Procedure, and awarding it such other and further relief as the Court deems appropriate.

Dated: New York, New York  
April 3, 2015

SHEARMAN & STERLING LLP

By: /s/ Jerome S. Fortinsky  
Jerome S. Fortinsky  
Brian G. Burke  
Marion R. Harris  
599 Lexington Avenue  
New York, New York 10022  
Tel.: 212-848-4000  
Fax: 212-848-7179  
jfortinsky@shearman.com  
brian.burke@shearman.com  
marion.harris@shearman.com

*Attorneys for Defendant  
China XD Plastics Company Limited*